

FILED
AUG 26 2008
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PETITION FOR A WRIT OF HABEAS CORPUS BY A PERSON IN STATE CUSTODY

Name THOMAS, JAMES E.
(Last) (First) (Initial)

Prisoner Number F-21197/AY.671d/EOP/CN.228/POB.M.240066

Institutional Address SPAT SAC/FOL-REPOSE, CALIF. 95670-0066

E-filing

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

SBA (PR)

JAMES EDWARD THOMAS

(Enter the full name of plaintiff in this action.)

DEPT. A CORP.

vs.

Case No. 08-4068

(To be provided by the clerk of court)

J. WALTERS, WARDEN (SP-AT

SACRAMENTO/FOLSOM

PETITION FOR A WRIT
OF HABEAS CORPUS

U.S. DIST. COURT OF CALIF.
CN. EV-04-08-1774-SK
CV-04-08-2254-1288

(Enter the full name of respondent(s) or jailor in this action)

Read Comments Carefully Before Filling In

When and Where to File

You should file in the Northern District if you were convicted and sentenced in one of these counties: Alameda, Contra Costa, Del Norte, Humboldt, Lake, Marin, Mendocino, Monterey, Napa, San Benito, Santa Clara, Santa Cruz, San Francisco, San Mateo and Sonoma. You should also file in this district if you are challenging the manner in which your sentence is being executed, such as loss of good time credits, and you are confined in one of these counties. Habeas L.R. 2254-3(a).

If you are challenging your conviction or sentence and you were not convicted and sentenced in one of the above-named fifteen counties, your petition will likely be transferred to the United States District Court for the district in which the state court that convicted and sentenced you is located. If you are challenging the execution of your sentence and you are not in prison in one of these counties, your petition will likely be transferred to the district court for the district that includes the institution where you are confined. Habeas L.R. 2254-3(b).

08-4068 SBA

3. Did you have any of the following?

Arraignment:

Yes X No

Preliminary Hearing:

Yes X No

Motion to Suppress:

UNK Yes No
 WAS NOT ALLOW TO ATTEND THE CT HEARING

4. How did you plead?

Guilty Not Guilty X Nolo Contendere

Any other plea (specify) N/A

5. If you went to trial, what kind of trial did you have?

Jury X Judge alone Judge alone on a transcript

6. Did you testify at your trial?

Yes No X

7. Did you have an attorney at the following proceedings:

NOT ONLY A D.A. OVERSIC (CO. D.P.I.)

(a) Arraignment

Yes X No

(b) Preliminary hearing

Yes X No

(c) Time of plea

Yes X No

(d) Trial

Yes X No

(e) Sentencing

Yes X No

(f) Appeal

UNK Yes No

(g) Other post-conviction proceeding

Yes No

N/A

8. Did you appeal your conviction?

Yes X No

(a) If you did, to what court(s) did you appeal?

Court of Appeal ST 44 D. APPEL Yes X No

Year: (2006)

Result: SENT TO STATE PRISON - 95113
PERMANENT ORDER RESTRICTION OF JURY

Supreme Court of California

Yes X No

Year: (2007)

Result: SENT TO STATE PRISON - 94102
DENIED A HEARING

Any other court

Yes X No

Year: 2008

Result: HOPEFULLY PENDING UNK.

FED DIST CT - MAH. DIST OF CAL
SENT TO STATE PRISON - 95113

(b) If you appealed, were the grounds the same as those that you are raising in this

3. Did you have any of the following?

Arraignment: Yes X No

Preliminary Hearing: Yes X No

Motion to Suppress: Yes No (X)

4. How did you plead?

Guilty Not Guilty X Nolo Contendere

Any other plea (specify) N/A

5. If you went to trial, what kind of trial did you have?

Jury X Judge alone Judge alone on a transcript

6. Did you testify at your trial? Yes No X

7. Did you have an attorney at the following proceedings: not only a D.A. Overstated Co. DPID

(a) Arraignment Yes X No

(b) Preliminary hearing Yes X No

(c) Time of plea Yes X No

(d) Trial Yes X No

(e) Sentencing Yes X No

(f) Appeal WNT Yes (X) No (X)

(g) Other post-conviction proceeding Yes (X) No (X) WNT

8. Did you appeal your conviction? Yes X No

(a) If you did, to what court(s) did you appeal?

Court of Appeal ST 44 D. App Ct Yes X No

Year: (2006) Result: 2nd State Ct. 95113 - Privately Order Reduction of 1st

Supreme Court of California Yes X No

Year: (2007) Result: 2nd State Ct. 94102 - Denied - A - Hearing

Any other court Yes X No

Year: 2008 Result: Hopefully, Pending WNT.

FED 1st DIST CT - (MAN. DIST OF CAL
2nd State Ct. 95113

(b) If you appealed, were the grounds the same as those that you are raising in this

(42)

petition?

Not Exactly Not felt that the
appeals atty were too in a hurry
Yes Yes No No

(c) Was there an opinion? Yes Yes No No

(d) Did you seek permission to file a late appeal under Rule 31(a)?

Yes Yes No No

If you did, give the name of the court and the result:

N/A

9. Other than appeals, have you previously filed any petitions, applications or motions with respect to this conviction in any court, state or federal? Yes Yes No No

[Note: If you previously filed a petition for a writ of habeas corpus in federal court that challenged the same conviction you are challenging now and if that petition was denied or dismissed with prejudice, you must first file a motion in the United States Court of Appeals for the Ninth Circuit for an order authorizing the district court to consider this petition. You may not file a second or subsequent federal habeas petition without first obtaining such an order from the Ninth Circuit. 28 U.S.C. §§ 2244(b).]

(a) If you sought relief in any proceeding other than an appeal, answer the following questions for each proceeding. Attach extra paper if you need more space.

I. Name of Court: See Superior Ct. (P. 36 - W. 290 - S. 21)

Type of Proceeding: Request for Relief of Funds (Property)

Grounds raised (Be brief but specific):

a. The said funds were those of the (wrongfully)

b. N/A

c. N/A

d. N/A

Result: The Petition was Refused Date of Result: None

II. Name of Court: N/A

Type of Proceeding: N/A

Grounds raised (Be brief but specific):

petition?

Not Exactly Not felt that the
appeals atty were too late after
(Yes) (No) over and over

(c) Was there an opinion? Yes ✓ No

Just based

(d) Did you seek permission to file a late appeal under Rule 31(a)?

As the 9th

wanted

to file

not if

not

If you did, give the name of the court and the result:

N/A / / / /

9. Other than appeals, have you previously filed any petitions, applications or motions with respect to this conviction in any court, state or federal? Yes ✓ No

[Note: If you previously filed a petition for a writ of habeas corpus in federal court that challenged the same conviction you are challenging now and if that petition was denied or dismissed with prejudice, you must first file a motion in the United States Court of Appeals for the Ninth Circuit for an order authorizing the district court to consider this petition. You may not file a second or subsequent federal habeas petition without first obtaining such an order from the Ninth Circuit. 28 U.S.C. §§ 2244(b).]

(a) If you sought relief in any proceeding other than an appeal, answer the following

questions for each proceeding. Attach extra paper if you need more space. Not given

I. Name of Court: 9th Cir Superior Ct. S.C.C. - 290

Type of Proceeding: Request for Relief of Funds (Property)

Grounds raised (Be brief but specific):

03-06-05
By the court - which
covertly misappropriated

a. The said funds were those DEFECT (wrongfully)

b. N/A

c. N/A

d. N/A

Result: The Petitioners were returned Date of Result: None Reported

II. Name of Court: N/A

Type of Proceeding:

Grounds raised (Be brief but specific):

1

2

5

6

7

8

9

0

1

2

3

4

5

6

7

8

9

C

1

2

3

1

5

5

7

1

- a. _____
- b. _____
- c. _____
- d. _____

Result: _____ Date of Result: _____

III. Name of Court: US DIST CT. NORTHEAST OF CAL., S.J. CIVIL 45113

Type of Proceeding: HIGHER COURT REVIEW, ON USC. Ground

Grounds raised (Be brief but specific):

- a. Viol. of DEF 4th/6th (4th AM. RIGHTS - MIS-IMP. DISMISSAL - No
- b. USC 14th) NO ACCORD BLD. WLS EVID (SHOWN / PLEAS)
- c. 455 PC - Not shown A Court vlt. N. J. D-W. No GUY I AM CAN
- d. Viol. 6th - No 14th AM - W. 4 FOL. CONF. E - BE INTERVIEW (OUR) G V

Result: Pending J. Hodi - v. K. E. Date of Result: UNT

IV. Name of Court: _____

Type of Proceeding: _____

Grounds raised (Be brief but specific):

- a. _____
- b. _____
- c. _____
- d. _____

Result: _____ Date of Result: _____

(b) Is any petition, appeal or other post-conviction proceeding now pending in any court?

Hopefully, There is Yes _____ No _____

Name and location of court: FED US DIST CT. NORTHEAST OF CAL., S.J. CIVIL 45113

B. GROUNDS FOR RELIEF

State briefly every reason that you believe you are being confined unlawfully. Give facts to support each claim. For example, what legal right or privilege were you denied? What happened? Who made the error? Avoid legal arguments with numerous case citations. Attach extra paper if you

1 List, by name and citation only, any cases that you think are close factually to yours so that they
 2 are an example of the error you believe occurred in your case. Do not discuss the holding or reasoning
 3 of these cases:

4 For a fact DEF does not have access to public records - for public records
 5 But the USCA-11 is the Supreme Law of the Land - by Fourth (F.R. 6.2)
 6 11-14 AM. were severely & constantly violated

7 Do you have an attorney for this petition? Yes _____ No ☒

8 If you do, give the name and address of your attorney: N/A

9
 10 WHEREFORE, petitioner prays that the Court grant petitioner relief to which s/he may be entitled in
 11 this proceeding. I verify under penalty of perjury that the foregoing is true and correct. *Be it affirmed*

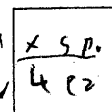
12 *sup. with recent until now*

13 Executed on August 15, 2008

14 Date (08-20-08)

Signature of Petitioner

EXHIBIT COVER PAGE


 or 161
 61

EXHIBIT

Description of this exhibit:

A Re-submission of Grounds / VSC Viol Rgt More Comprehensively
AND Letter of Inquiry - It Seem This Ct. Already Rejected
 VEFF Application For App. of Counsel - Due To Non Acceptance of
 Firm's Proposals Affected

Number of pages to this exhibit: Four pages Could Not Be Found There
As Was Submitted - There Were

JURISDICTION: (Check One Only)

- ☒ Atty. Gen. of St. Cal
☐ MUNICIPAL COURT
☒ SUPERIOR COURT
☐ APPELLATE COURT
☐ STATE SUPREME COURT
☒ UNITED STATES DISTRICT COURT N.R.D.
☐ STATE CIRCUIT COURT
☐ UNITED STATES SUPREME COURT
☐ GRAND JURY

1067

Return Same, Promptly w/ A viable/acceptable Excuse - of - a - min.

A

Such PROOF OF A/The Perpetrator's Specific Intent To Commit A Criminal Crime To Prove Wrongfully -- Must Be To A Reasonable Or Factual Certainty -- Not Just Conjectures Or Based On Mere Suspensions Or Spiteful Assumptions Relying On Some Unclear/Certain Past Record Of Criminal Convictions, However False Or Maybe True, Such Proof Must Include -- Either Catching The Purported Culprit -w- The Said Burglarized Item's -IN- (It's) Possession AND/OR Possitive ID, Was Made -w/o- And Obstructions/Or The Culprit's Fingerprints Were Lifted From There -IN/AN ENTRANCE ACCESSIBLE There-into/ Or Some Types Of Body Identifiable Fluids -w- Hair -- The Water Two ONLY Increases The Likelihood -OF- A More Feasibility Or Caught At On The Scene -OF- The Alleged Criminality -w/o- A viable excuse/valid Reason -- UNLIKE DEFT'S Dire Prediction Of. The Only Strong -N- True Fact Is/ARE That There Was A MERE Reason To Assume Some -Intruder Entered The Said Apt. For What Reasons -IS TOO UN-Clear -N- The Purported Witness Claimed Only Saw The Intruder IN DRYNESS AFTER HEARING SOME UN-USUAL NOISES Standing A-Way From The Bed, Occupied By Three (3) People -- One (1) Was (His) Girl-Friend Sleeping Soundly, Covered By A Blanket -UN- Disturbed -- Waving (It's) Hands/Arms Sky-Wards, Only Definitely, NO-Contact -w- NO One (S) Physically (Absolutely) NO-Verbalizing -- To Any Effect, Period, Also Claimed (It) Had On A Bright Green Top -[Clothing] - With The Hood Noosed The Witness Side, The Intruder Quickly Exited The Apt. Toward The Rear Bath-Room -w/o- Further Adv. After A Brief Cutouts He Situation (He) Got -off- Of Bed -N- Sneakingly Approached Said Bath-Room -w/o- Lock/Then Called The Police -N- Informed (Them) That An -UNKNOWN- Intruder Had Been Wrongfully There -IN/ After (He) Dressed -N- Noticed That (His) Old Bath-Room -w/o- Was Missing From A Moment (His) (Clothing) -N- Proceeded To The Front Door To A Wait -The- On (Waiting) Police, At Which Time -- (He) Claimed That (He) Saw A Body Speeding bumping Down The Side Walk Westward (That The Speeding Party Left -w- Turned -N- Threw A Rock -At- (Him). Again, IN DRYNESS -He- Or Sipped. At About That Time The Police Were Arriving. After (He) Told (Them) A Brief Account They Started An Area Search -w- The said Apt. (I) Believe That The Police Was Said To Have Found (His) B.B. (COP-IN (The) yard or some where There-on (in) fact Searching -N- After A thorough Search -Back yards Especially, They Searched -To Go Else where -- Now The Last House -ON- The So So Side (Westward) - One Of The Residents Called -Out- To -Them -N- Told (Them) To Tell -The- Cop (The) Out-Doors To Let To Leave, That (He) Needed To Use (A) Urn -w- There -by- The Police Returned -N- Looked Thru An Accessible Hole -N- Saw DEFT. Sitting On The Commode - There -by- Shining many Flash-Lights ON -N- Ordering DEFT -Out- -- AS -A- Suspect. DEFT. Quickly Complied -- But, To DEFT'S Dislike -N- Demanding some type Of Confession -- Like Tell us why you did -IT- And We Will Go To The D.A. To See What Kind Of Deal you want - After Putting The Hand-Cuffs ON -ME- AS Brought (Pinned) AS POSSIBLE -- I Am Sure That The Arresting Off. Recognized (me) From An (A) Avoidable Altercation Or (A) Fight A Few Night prior -N- (He) vehemently acted what (he) was forced -to- do -N- (me) Especially Because, (He) Had To back The Other (S) - One Of Them -w- For A While - The Off. Then Took (Him) Intentionally Brutality To -The- Limits -N- Fully Twisted -me- Arms Completely -out- Of Joint Trying To Get A Confession -w/o- my knowledge.

A

AFTER (HE) TOLD ME MY RIGHTS - N-I ELECTED TO BE SILENT - AS SO ADVISED -- AT WHICH TIME (HE) BECAME FULLY - N TOO VIOLENTLY ENRAGED - FOR NO REASON - EXPECTED OF WELL-TRAINED POLICE OFFICER EXPECTED BEHAVIOR -- FOR AN ASSUMED LEVEL-HEADED BODY - MAN DID (HE) GET-ENRAGED SO MUCH SO, RATHERLY - N OUT-REGLIOUS - IN A COMPLETELY, SEIZING MY HAND - N BODY UP - A-GRAVE ANY - EVERY INCH OF THAT HOUSE - N-POLICE VEHICLE - ALL-THE WAY FROM BACK-TO THE FRONT - AT-THE DIRT-SIDE OF THAT HOUSE - (CALL-OUT-TO A FIGURE, IN SOME DISTANCE, BEING ON-ONE OF THE VEHICLES PARKED IN THE ROAD-WAY -- ASKING TO CONFIRM IF THAT WAS (HIS) MISSING B.B. (CP--(HE) SAID YES - N-THEN IF I WAS THE ONE -- HE INDICATED BY FLY - N-QUICKLY SAID YES -- WITH DEFT-ALL-BENT-OUT-OF-PROPORTION - N-DISHEVELLED IN SOME-DISTANCE. AFTER A LOT MORE HARSH SLAMS TO AN ARMY AVAILABLE - POL VEHICLE INCLUDED. THEY LET DEFT. SIT UNWEL (LITELY) - N-THE SEC-IN-LAW FURTHER QUESTION-THE-ALLEGED WITNESS. THERE-AFTER, THE SAID SEC. WERE COMING TO THE VEHICLE - N-SHOWING (HIS) FLYH-BEING ON- MY UPPER TORSO - BE WILDERLY. FINALLY LOUDLY EXCLAIMING -- THERE MUST BE SOMETHINGS DISTURBINGLY WRONG HERE - THE WITNESS SWEAR-UPH-DOWN THAT THE UNKNOWN INTRUDER HAD DROPPED A BAGGAGE - GREEN TOP -- THIS GUY CAN'T BE-THE-ONE, HE-HIS-OWN DIRTISH PRACTICE-GROSS SWOON. BUT, BY THEN (THEY) HAD RUN A MAKE-ON-OFF - N-DROPPED BETTER TO BE HERE IN THE A-250 REGISTRATION. AFTER REACHING TO TAIL, MUCH MORE UN-CALLED-FOR SEVERE PROS-SETS-OF-FINGER/HAND-PRINTS - BUT, THE DEMONSTRATES MUCH MORE - UNWEL FINALLY. (SHE) TOO DEFTLY ADMITTED THAT NONE-OF-THE PRESENT MITCH ANY-ONE (CONNECTED TO THE AB- N-DEFT EITHER - THEY DID TO THE PRESENT MITCH FROM THE DOORS - (CLERK) AFTER (ALL) OTHER TYPE-OF-UN-NECESSARY FORCED PROSECUTION, THE CAR, NOT (ALL) IN THE WITNESS-ROOM TO SEE THE PSYCH TECH -- THEN (IT) GOT WORSE (SHE) FILLED (ME) IN - ON THE MURDER - N-AS AN AFFIRMATION - OF LONG STANDING -- (SHE) TOLD ME - (SHE) DIDN'T BELIEVE EITHER. AFTER TRYING TO - MAXIMUM SECURE, BY FOR APPX 61 DISEASE - APP CH. D. M. D. FOLD, EVER - WHICH - N-WAY - NIGHT - N-ONLY -- FUNNY I WAS DISGUSTEDLY ACCUSED - (WTO - A-FORMAL

CAL. PEN. CODE S. 261 - Rape - The proven ASSAULT ON A FEMALE - W-PROSECUTION - OF HER VIOLENCE - W-TO-HER PERMISSION - (UNLESS (SHE) IS - A-MINOR -- NO CONSENT FROM SOME RECOVERY OR ACCEPTED) ACCORDANCE-TO-THE PROS. ATROCIOUS ACTS - DONE-INTENT WITH BED-FURN - N-SPIKE FULLNESS. IT (HE) DELIBERATELY - N-MELOCIOUSLY ELECTED TO BRING TO A NON-AVAILABLE - TOTALLY DIFFERENT TYPE SEXUAL OFFENSE - OF PROVER Pseudo-CONFESSION - N-FOV A DEFT, ON AN ASSUMPTION REPO - PL. 261, TO BE ILLEGALLY BURDEN - W-A WOOD - (HE) BEEN ALLEGED COMPLETED ONE/CONF - IS FLY TOO MUCH OF AN ILLEGITIMITY - ESPECIALLY, SINCE NO SEXUAL ASSAULT WAS EVIDENT OR FALSIFY DUE TO THE CONFRACTING CIRCUMSTANCES. PLUS, CLEAR ONCE BELIEVE THAT THE PROS. SECRETLY SUGGESTED THE SAID WITNESS IN A-CT HLD. CAN BE FOR THE PRELIMINARY H.R. - N-WE BOTH GO TO THE HETTER ARGUMENT. AT ANY RATE THEY WOULD BE, AFTER THE VIOLENCE, IT WOULD TOO TESTED OFFEREDLY OFFER. MOST-OF-(HIS) TESTIMONY WAS TOO EVICT - BUT (SHE) STILL SEEMS LIKE A WITNESS PERSON. EVEN THE PROS. (CALLED IN HER COMPLAINT TO CLERK - (HIS) OFFICE. THE WAY THE PROS. WANTED -- STILL THE SAME CONCERN - AS ABOVE WAS BROUGHT OUT AND EACH TIME THAT SO-CALLED WITNESS ATTEMPTED TO DOFF -- IT WAS A CRY AT A GREAT DISTANCE - EXCEPT, IN THAT (THE) HED-AT-CE, OF WHICH, NO OTHER WITNESSES - IN-2-61 WERE SUPPOSED TO BE, THERE-IN - W-OFF. AFTER (ALL) THE ILLEGITIMITY WERE DONE - THE SAID PROVER WITNESS BECAME SEVERELY DISTURBED - N-ACCORDANCE TO THE APP. CT'S JUDGE. IN MUCH - (SHE) WENT - ALL-OUT TO TRY TO WRIGHT (HIS) FORCED WRONG FULL TOH MONT ON - ALL-DECESSIONS AS (THE) TO CELY PROS - N-CORRECTED BY (HIS) - (HIS) STAYING - N-WITTING (ALL) OVER OF THE SAID MIS-TRUTH - IN-ORDER FOR THE (HIS) TO WIN A SURE CONFESSION - BECAUSE (HIS) SELF SEVERELY DISTURBED - N-KNOW- (HIS)

How-BQ.

[TO:]

-C-

[FROM:]

THE UN. ST. FED. DIST. CT. N. AND S. OF CALIF.
 FOR THE HONORABLE JUSTICE W. P. BECKUM, PRES.
 C/O THE OFFICE OF THE CLERK
 THE FEDERAL COURT BUILDING, ANNEX
 AT 280 SOUTH FIRST STREET
 SAN JOSE, CALIFORNIA - 95113 -

THOMAS, JAMES EDWARD

F-21197 MAY, 68 (228)

C/S 27 34 CIVIL 228 (228)
 P/O 27 34 CIVIL 228 (228)
 RECORDED, CLERK OF COURT 27070-0000

SPIT. CIV. CC-58794/SIX ADJUTANT H-02 9978

Re: THOMAS VS. J. WALKER, WARDEN, CSP-S/F. SI. SP. CT. N. S-156533/USCIT. N. CIV-04-05-1778-SGA (BY
 N-CV-04-05-2254-10 P. 9)

DEFT. HAVE-BY-N-CORRECTLY SO, DUE TO TOO MANY FALSE LEGAL COMMUNICATIONS RECEIVED. EXACTLY
 REQUESTS AN UPDATE/CONFIRMATION OF (HIS) PURPORTED FILED, RE: FOR A HAZARDOUS COMBUSTIBLE PETROLEUM RE
 VESSEL ON-HIS DELETED ADDRESS, ON (64-10-08) - BUT, NO ANSWERS TO DATE. HAS BEEN RECEIVED??

DEPT. CHIEF / PRESIDING JUSTICE N. ASSOCIATES; PLEASE BE ADVISED THAT I AM AN INDIGENT
 INMATE, AVOIDED ALL CSP-526 (FOLLOWS CT. CIV. F. 10-11-11, WHO HAS TRIED, SEVERAL TIMES, IN vain
 TO APPEAL HIS FRAUDULENT / SPITEFUL UN-SUPPORTIVE CONVICTIONS - WHO SUGGEST THAT FBI - TO
 TRY - TO - RIGH - MANY WRONGS, MUCH - TO - BETTER, THAN THE COURT'S PROCESS OF FLITERS - OF -
 HER THEN THE D. A. CONTROLLED CO. SUPERIOR CT. N. ST. APPELLATES, PORTAGE, ACCEPTANCE OF -
 HIS VIEWS - AS LONG AS (they) HAVE GOT - OUT - OF CONTROL (TOO OVERLY VIOLENTLY UNDER CONSENT
 ITIONAL AROUNDS OF THE COUNTY D.A. / PROS. WILL EVER DIS-REGARD FOR SOME - (HIS) TOO DELIVER
 THE - OVER - N - SPITEFULL ATROCIOUS GROSS MIS-CONDUCTS, IN, MORE THAN, 32d FLEE -
 WHICH, LITERALLY - VIOLENTLY DEPRIVED DEFTS OF (HIS) U.S. C.P. - G. VIOLENTLY BY TWO USCAMS
 - WHICH, IS - THE SUPREME LAW - OF - THIS POINT LAND - N - POSSESSIONS AND THE - THE 14th AM
 IT IS WIDELY HELD / UPHOLD THAT - NO CITIZEN SHALL BE UNLAWFULLY DEPRIVED OF - LIBERTY (LIFE -
 OR LIMBS) - WHO - THE DUE PROCESS - N - EQUAL PROTECTION - OF THE LAW, AS - SO - PROVIDED, THEREIN
 THE SO-CALLED PURPORTED - N - ONLY FALSELY ASSUMPTIVE MIS-CHARGES WERE ONLY CONCEALED - A
 TOO FALSELY (TRICKEDLY - N - SPITEFULLY PROSECUTED, IN BAD FAITH, BECAUSE OF DEFTS PRIOR
 VERY FRAUDULENT PRIOR ARREST RECORD - N - THE CO. LATER ENFORCEMENT AGENCY'S SPITEFULNESS OF
 SOME, FOR NO - BLIND CO-OPERATION OR NEEDLESS CONFESSION - WHETHER THROUGHOUT FORCEFULLY
 UN-NECESSARILY INJURIOUS TRICKS - OR NOT - AND, MOST DEFINITELY, BECAUSE OF DEFTS -
 FLEE REFUSAL - TO ASK FOR / ACCEPT ANY WORTHLESS OFFER - PERIOD. IN THAT THE TOO CLOSELY MONITORED
 I HAVE SURVEILLANCE POLICE, ALWAYS ARREST DEFT. FOR SUCH HONORABLE CRIMINAL MIS-BEHAVIOR CASES
 - SUCH AS: (2)X THIEF / POSS. OF A CONTROLLED DRUG, MEDICINES / COMMERCIAL BURGLARY - N - BUR-
 GLARY - W - THE POSS - OF - BURGLARY TOOLS - WHEN A FUTURE INVESTIGATION TURNED UP SOME -
 VIOLATIONS OF FEDERAL LAWS - THE FLEEY REFUSAL TO COMPLETELY DENY THE FALSE CHARGES
 - N - PLEAD ONLY INJUSTICES & MORE EASILY CONVICTED AS "PROVOKING OR RECKLESS" CHARGE (1)
 WITH (ALL) THEIR TOO CLOSELY TAILING / DOUBLE-CHECKING (ALL) THE AREAS OF DEFT, MY
 DART - IN ORDER TO DELAY OR TEMPORARILY AVOID THEIR INTENDED HAZARDOUS - (THEY) -
 HAVE NOT, FOUND ANY ACT OF - SOCIAL VIOLATIONS, NO WHERE - EXCEPT FOR THE
 RARE OCCASION SOME TOO CONCERNED / SUSPECTED NEIGHBOR SHOULD SPOT DEFT -
 N - DUE TO THEIR MIS-TRUST / DISTASTE THREATS SOME-THINGS FOR A FAST - CONVICTION
 BY ANY (ALL) PSEUDO ARRESTS THEY ARE, MOSTLY, TITING RIGHT THERE IN THAT TIME-
 RIDDED AREA OF WHICH I TRAVEL TO - PRO - ON MY DAILY / NIGHTLY LEGIT. BUSINESS - IN
 FACT I JUST A FEW FTS (BLOCK - E. S. N. A WAY - PLUS, ALL THE PSEUDO CHARGES - OF -
 UN-SUPPORTIVE EVID - N - NON FEASIBLE - THE SUBSTITUTE ALL-KIND UNFAIRNESS / MAKE-UP EVID -
 ALL THIS TOO SPITEFULL MIS-REPRESENTATION OF ONLY POL. ASSUMPTIVE CHARGES - N - MAKE-UP
 A NON REPRESENTATIVE CO. P. D. TO DECEIVE DEFT) BUT (2) FORCE FULLY NOT ALLOWING
 THE REAT FILED OF THE PSEUDO CHARGES - TO BE Q. S. C. (1) S. C. (2) S. C. (3) S. C. (4) S. C. (5) S. C. (6) S. C. (7) S. C. (8) S. C. (9) S. C. (10) S. C. (11) S. C. (12) S. C. (13) S. C. (14) S. C. (15) S. C. (16) S. C. (17) S. C. (18) S. C. (19) S. C. (20) S. C. (21) S. C. (22) S. C. (23) S. C. (24) S. C. (25) S. C. (26) S. C. (27) S. C. (28) S. C. (29) S. C. (30) S. C. (31) S. C. (32) S. C. (33) S. C. (34) S. C. (35) S. C. (36) S. C. (37) S. C. (38) S. C. (39) S. C. (40) S. C. (41) S. C. (42) S. C. (43) S. C. (44) S. C. (45) S. C. (46) S. C. (47) S. C. (48) S. C. (49) S. C. (50) S. C. (51) S. C. (52) S. C. (53) S. C. (54) S. C. (55) S. C. (56) S. C. (57) S. C. (58) S. C. (59) S. C. (60) S. C. (61) S. C. (62) S. C. (63) S. C. (64) S. C. (65) S. C. (66) S. C. (67) S. C. (68) S. C. (69) S. C. (70) S. C. (71) S. C. (72) S. C. (73) S. C. (74) S. C. (75) S. C. (76) S. C. (77) S. C. (78) S. C. (79) S. C. (80) S. C. (81) S. C. (82) S. C. (83) S. C. (84) S. C. (85) S. C. (86) S. C. (87) S. C. (88) S. C. (89) S. C. (90) S. C. (91) S. C. (92) S. C. (93) S. C. (94) S. C. (95) S. C. (96) S. C. (97) S. C. (98) S. C. (99) S. C. (100) S. C. (101) S. C. (102) S. C. (103) S. C. (104) S. C. (105) S. C. (106) S. C. (107) S. C. (108) S. C. (109) S. C. (110) S. C. (111) S. C. (112) S. C. (113) S. C. (114) S. C. (115) S. C. (116) S. C. (117) S. C. (118) S. C. (119) S. C. (120) S. C. (121) S. C. (122) S. C. (123) S. C. (124) S. C. (125) S. C. (126) S. C. (127) S. C. (128) S. C. (129) S. C. (130) S. C. (131) S. C. (132) S. C. (133) S. C. (134) S. C. (135) S. C. (136) S. C. (137) S. C. (138) S. C. (139) S. C. (140) S. C. (141) S. C. (142) S. C. (143) S. C. (144) S. C. (145) S. C. (146) S. C. (147) S. C. (148) S. C. (149) S. C. (150) S. C. (151) S. C. (152) S. C. (153) S. C. (154) S. C. (155) S. C. (156) S. C. (157) S. C. (158) S. C. (159) S. C. (160) S. C. (161) S. C. (162) S. C. (163) S. C. (164) S. C. (165) S. C. (166) S. C. (167) S. C. (168) S. C. (169) S. C. (170) S. C. (171) S. C. (172) S. C. (173) S. C. (174) S. C. (175) S. C. (176) S. C. (177) S. C. (178) S. C. (179) S. C. (180) S. C. (181) S. C. (182) S. C. (183) S. C. (184) S. C. (185) S. C. (186) S. C. (187) S. C. (188) S. C. (189) S. C. (190) S. C. (191) S. C. (192) S. C. (193) S. C. (194) S. C. (195) S. C. (196) S. C. (197) S. C. (198) S. C. (199) S. C. (200) S. C. (201) S. C. (202) S. C. (203) S. C. (204) S. C. (205) S. C. (206) S. C. (207) S. C. (208) S. C. (209) S. C. (210) S. C. (211) S. C. (212) S. C. (213) S. C. (214) S. C. (215) S. C. (216) S. C. (217) S. C. (218) S. C. (219) S. C. (220) S. C. (221) S. C. (222) S. C. (223) S. C. (224) S. C. (225) S. C. (226) S. C. (227) S. C. (228) S. C. (229) S. C. (230) S. C. (231) S. C. (232) S. C. (233) S. C. (234) S. C. (235) S. C. (236) S. C. (237) S. C. (238) S. C. (239) S. C. (240) S. C. (241) S. C. (242) S. C. (243) S. C. (244) S. C. (245) S. C. (246) S. C. (247) S. C. (248) S. C. (249) S. C. (250) S. C. (251) S. C. (252) S. C. (253) S. C. (254) S. C. (255) S. C. (256) S. C. (257) S. C. (258) S. C. (259) S. C. (260) S. C. (261) S. C. (262) S. C. (263) S. C. (264) S. C. (265) S. C. (266) S. C. (267) S. C. (268) S. C. (269) S. C. (270) S. C. (271) S. C. (272) S. C. (273) S. C. (274) S. C. (275) S. C. (276) S. C. (277) S. C. (278) S. C. (279) S. C. (280) S. C. (281) S. C. (282) S. C. (283) S. C. (284) S. C. (285) S. C. (286) S. C. (287) S. C. (288) S. C. (289) S. C. (290) S. C. (291) S. C. (292) S. C. (293) S. C. (294) S. C. (295) S. C. (296) S. C. (297) S. C. (298) S. C. (299) S. C. (300) S. C. (301) S. C. (302) S. C. (303) S. C. (304) S. C. (305) S. C. (306) S. C. (307) S. C. (308) S. C. (309) S. C. (310) S. C. (311) S. C. (312) S. C. (313) S. C. (314) S. C. (315) S. C. (316) S. C. (317) S. C. (318) S. C. (319) S. C. (320) S. C. (321) S. C. (322) S. C. (323) S. C. (324) S. C. (325) S. C. (326) S. C. (327) S. C. (328) S. C. (329) S. C. (330) S. C. (331) S. C. (332) S. C. (333) S. C. (334) S. C. (335) S. C. (336) S. C. (337) S. C. (338) S. C. (339) S. C. (340) S. C. (341) S. C. (342) S. C. (343) S. C. (344) S. C. (345) S. C. (346) S. C. (347) S. C. (348) S. C. (349) S. C. (350) S. C. (351) S. C. (352) S. C. (353) S. C. (354) S. C. (355) S. C. (356) S. C. (357) S. C. (358) S. C. (359) S. C. (360) S. C. (361) S. C. (362) S. C. (363) S. C. (364) S. C. (365) S. C. (366) S. C. (367) S. C. (368) S. C. (369) S. C. (370) S. C. (371) S. C. (372) S. C. (373) S. C. (374) S. C. (375) S. C. (376) S. C. (377) S. C. (378) S. C. (379) S. C. (380) S. C. (381) S. C. (382) S. C. (383) S. C. (384) S. C. (385) S. C. (386) S. C. (387) S. C. (388) S. C. (389) S. C. (390) S. C. (391) S. C. (392) S. C. (393) S. C. (394) S. C. (395) S. C. (396) S. C. (397) S. C. (398) S. C. (399) S. C. (400) S. C. (401) S. C. (402) S. C. (403) S. C. (404) S. C. (405) S. C. (406) S. C. (407) S. C. (408) S. C. (409) S. C. (410) S. C. (411) S. C. (412) S. C. (413) S. C. (414) S. C. (415) S. C. (416) S. C. (417) S. C. (418) S. C. (419) S. C. (420) S. C. (421) S. C. (422) S. C. (423) S. C. (424) S. C. (425) S. C. (426) S. C. (427) S. C. (428) S. C. (429) S. C. (430) S. C. (431) S. C. (432) S. C. (433) S. C. (434) S. C. (435) S. C. (436) S. C. (437) S. C. (438) S. C. (439) S. C. (440) S. C. (441) S. C. (442) S. C. (443) S. C. (444) S. C. (445) S. C. (446) S. C. (447) S. C. (448) S. C. (449) S. C. (450) S. C. (451) S. C. (452) S. C. (453) S. C. (454) S. C. (455) S. C. (456) S. C. (457) S. C. (458) S. C. (459) S. C. (460) S. C. (461) S. C. (462) S. C. (463) S. C. (464) S. C. (465) S. C. (466) S. C. (467) S. C. (468) S. C. (469) S. C. (470) S. C. (471) S. C. (472) S. C. (473) S. C. (474) S. C. (475) S. C. (476) S. C. (477) S. C. (478) S. C. (479) S. C. (480) S. C. (481) S. C. (482) S. C. (483) S. C. (484) S. C. (485) S. C. (486) S. C. (487) S. C. (488) S. C. (489) S. C. (490) S. C. (491) S. C. (492) S. C. (493) S. C. (494) S. C. (495) S. C. (496) S. C. (497) S. C. (498) S. C. (499) S. C. (500) S. C. (501) S. C. (502) S. C. (503) S. C. (504) S. C. (505) S. C. (506) S. C. (507) S. C. (508) S. C. (509) S. C. (510) S. C. (511) S. C. (512) S. C. (513) S. C. (514) S. C. (515) S. C. (516) S. C. (517) S. C. (518) S. C. (519) S. C. (520) S. C. (521) S. C. (522) S. C. (523) S. C. (524) S. C. (525) S. C. (526) S. C. (527) S. C. (528) S. C. (529) S. C. (530) S. C. (531) S. C. (532) S. C. (533) S. C. (534) S. C. (535) S. C. (536) S. C. (537) S. C. (538) S. C. (539) S. C. (540) S. C. (541) S. C. (542) S. C. (543) S. C. (544) S. C. (545) S. C. (546) S. C. (547) S. C. (548) S. C. (549) S. C. (550) S. C. (551) S. C. (552) S. C. (553) S. C. (554) S. C. (555) S. C. (556) S. C. (557) S. C. (558) S. C. (559) S. C. (560) S. C. (561) S. C. (562) S. C. (563) S. C. (564) S. C. (565) S. C. (566) S. C. (567) S. C. (568) S. C. (569) S. C. (570) S. C. (571) S. C. (572) S. C. (573) S. C. (574) S. C. (575) S. C. (576) S. C. (577) S. C. (578) S. C. (579) S. C. (580) S. C. (581) S. C. (582) S. C. (583) S. C. (584) S. C. (585) S. C. (586) S. C. (587) S. C. (588) S. C. (589) S. C. (590) S. C. (591) S. C. (592) S. C. (593) S. C. (594) S. C. (595) S. C. (596) S. C. (597) S. C. (598) S. C. (599) S. C. (600) S. C. (601) S. C. (602) S. C. (603) S. C. (604) S. C. (605) S. C. (606) S. C. (607) S. C. (608) S. C. (609) S. C. (610) S. C. (611) S. C. (612) S. C. (613) S. C. (614) S. C. (615) S. C. (616) S. C. (617) S. C. (618) S. C. (619) S. C. (620) S. C. (621) S. C. (622) S. C. (623) S. C. (624) S. C. (625) S. C. (626) S. C. (627) S. C. (628) S. C. (629) S. C. (630) S. C. (631) S. C. (632) S. C. (633) S. C. (634) S. C. (635) S. C. (636) S. C. (637) S. C. (638) S. C. (639) S. C. (640) S. C. (641) S. C. (642) S. C. (643) S. C. (644) S. C. (645) S. C. (646) S. C. (647) S. C. (648) S. C. (649) S. C. (650) S. C. (651) S. C. (652) S. C. (653) S. C. (654) S. C. (655) S. C. (656) S. C. (657) S. C. (658) S. C. (659) S. C. (660) S. C. (661) S. C. (662) S. C. (663) S. C. (664) S. C. (665) S. C. (666) S. C. (667) S. C. (668) S. C. (669) S. C. (670) S. C. (671) S. C. (672) S. C. (673) S. C. (674) S. C. (675) S. C. (676) S. C. (677) S. C. (678) S. C. (679) S. C. (680) S. C. (681) S. C. (682) S. C. (683) S. C. (684) S. C. (685) S. C. (686) S. C. (687) S. C. (688) S. C. (689) S. C. (690) S. C. (691) S. C. (692) S. C. (693) S. C. (694) S. C. (695) S. C. (696) S. C. (697) S. C. (698) S. C. (699) S. C. (700) S. C. (701) S. C. (702) S. C. (703) S. C. (704) S. C. (705) S. C. (706) S. C. (707) S. C. (708) S. C. (709) S. C. (710) S. C. (711) S. C. (712) S. C. (713) S. C. (714) S. C. (715) S. C. (716) S. C. (717) S. C. (718) S. C. (719) S. C. (720) S. C. (721) S. C. (722) S. C. (723) S. C. (724) S. C. (725) S. C. (726) S. C. (727) S. C. (728) S. C. (729) S. C. (730) S. C. (731) S. C. (732) S. C. (733) S. C. (734) S. C. (735) S. C. (736) S. C. (737) S. C. (738) S. C. (739) S. C. (740) S. C. (741) S. C. (742) S. C. (743) S. C. (744) S. C. (745) S. C. (746) S. C. (747) S. C. (748) S. C. (749) S. C. (750) S. C. (751) S. C. (752) S. C. (753) S. C. (754) S. C. (755) S. C. (756) S. C. (757) S. C. (758) S. C. (759) S. C. (760) S. C. (761) S. C. (762) S. C. (763) S. C. (764) S. C. (765) S. C. (766) S. C. (767) S. C. (768) S. C. (769) S. C. (770) S. C. (771) S. C. (772) S. C. (773) S. C. (774) S. C. (775) S. C. (776) S. C. (777) S. C. (778) S. C. (779) S. C. (780) S. C. (781) S. C. (782) S. C. (783) S. C. (784) S. C. (785) S. C. (786) S. C. (787) S. C. (788) S. C. (789) S. C. (790) S. C. (791) S. C. (792) S. C. (793) S. C. (794) S. C. (795) S. C. (796) S. C. (797) S. C. (798) S. C. (799) S. C. (800) S. C. (801) S. C. (802) S. C. (803) S. C. (804) S. C. (805) S. C. (806) S. C. (807) S. C. (808) S. C. (809) S. C. (810) S. C. (811) S. C. (812) S. C. (813) S. C. (814) S. C. (815) S. C. (816) S. C. (817) S. C. (818) S. C. (819) S. C. (820) S. C. (821) S. C. (822) S. C. (823) S. C. (824) S. C. (825) S. C. (826) S. C. (827) S. C. (828) S. C. (829) S. C. (830) S. C. (831) S. C. (832) S. C. (833) S. C. (834) S. C. (835) S. C. (836) S. C. (837) S. C. (838) S. C. (839) S. C. (840) S. C. (841) S. C. (842) S. C. (843) S. C. (844) S. C. (845) S. C. (846) S. C. (847) S. C. (848) S. C. (849) S. C. (850) S. C. (851) S. C. (852) S. C. (853) S. C. (854) S. C. (855) S. C. (856) S. C. (857) S. C. (858) S. C. (859) S. C. (860) S. C. (861) S. C. (862) S. C. (863) S. C. (864) S. C. (865) S. C. (866) S. C. (867) S. C. (868) S. C. (869) S. C. (870) S. C. (871) S. C. (872) S. C. (873) S. C. (874) S. C. (875) S. C. (876) S. C. (877) S. C. (878) S. C. (879) S. C. (880) S. C. (881) S. C. (882) S. C. (883) S. C. (884) S. C. (885) S. C. (886) S. C. (887) S. C. (888) S. C. (889) S. C. (890) S. C. (891) S. C. (892) S. C. (893) S. C. (894) S. C. (895) S. C. (896) S. C. (897) S. C. (898) S. C. (899) S. C. (900) S. C. (901) S. C. (902) S. C. (903) S. C. (904) S. C. (905) S. C. (906) S. C. (907) S. C. (908) S. C. (909) S. C. (910) S. C. (911) S. C. (912) S. C. (913) S. C. (914) S. C. (915) S. C. (916) S. C. (917) S. C. (918) S. C. (919) S. C. (920) S. C. (921) S. C. (922) S. C. (923) S. C. (924) S. C. (925) S. C. (926) S. C. (927) S. C. (928) S. C. (929) S. C. (930) S. C. (931) S. C. (932) S. C. (933) S. C. (934) S. C. (935) S. C. (936) S. C. (937) S. C. (938) S. C. (939) S. C. (940) S. C. (941) S. C. (942) S. C. (943) S. C. (944) S. C. (945) S. C. (946) S. C. (947) S. C. (948) S. C. (949) S. C. (950) S. C. (951) S. C. (952) S. C. (953) S. C. (954) S. C. (955) S. C. (956) S. C. (957) S. C. (958) S. C. (959) S. C. (960) S. C. (961) S. C. (962) S. C. (963) S. C. (964) S. C. (965) S. C. (966) S. C. (967) S. C. (968) S. C. (969) S. C. (970) S. C. (971) S. C. (972) S. C. (973) S. C. (974) S. C. (975) S. C. (976) S. C. (977) S. C. (978) S. C. (979) S. C. (980) S. C. (981) S. C. (982) S. C. (983) S. C. (984) S. C. (985) S. C. (986) S. C. (987) S. C. (988) S. C. (989) S. C. (990) S. C. (991) S. C. (992) S. C. (993) S. C. (994) S. C. (995) S. C. (996) S. C. (997) S. C. (998) S. C. (999) S. C. (1000) S. C. (1001) S. C. (1002) S. C. (1003) S. C. (1004) S. C. (1005) S. C. (1006) S. C. (1007) S. C. (1008) S. C. (1009) S. C. (1010) S. C. (1011) S. C. (1012) S. C. (1013) S. C. (1014) S. C. (1015) S. C. (1016) S. C. (1017) S. C. (1018) S. C. (1019) S. C. (1020) S. C. (1021) S. C. (1022) S. C. (1023) S. C. (1024) S. C. (1025) S. C. (1026) S. C. (1027) S. C. (1028) S. C. (1029) S. C. (1030) S. C. (1031) S. C. (1032) S. C. (1033) S. C. (1034) S. C. (1035) S. C. (1036) S. C. (1037) S. C. (1038) S. C. (1039) S. C. (1040) S. C. (1041) S. C. (1042) S. C. (1043) S. C. (1044) S. C. (1045) S. C. (1046) S. C. (1047) S. C. (1048) S. C. (1049) S. C. (1050) S. C. (1051) S. C. (1052) S. C. (1053) S. C. (1054) S. C. (1055) S. C. (1056) S. C. (1057) S. C. (1058) S. C. (1059) S. C. (1060) S. C. (1061) S. C. (1062) S. C. (1063) S. C. (1064) S. C. (1065) S. C. (1066) S. C. (1067) S. C. (1068) S. C. (1069) S. C. (1070) S. C. (1071) S. C. (1072) S. C. (1073) S. C. (1074) S. C. (1075) S. C. (1076) S. C. (1077) S. C. (1078) S. C. (1079) S. C. (1080) S. C. (1081) S. C. (1082) S. C. (1083) S. C. (1084) S. C. (1085) S. C. (1086) S. C. (1087) S. C. (1088) S. C. (1089) S. C. (1090) S. C. (1091) S. C. (1092) S. C. (1093) S. C. (1094) S. C. (1095) S. C. (1096) S. C. (1097) S. C. (1098) S. C. (1099) S. C. (1100) S. C. (1101) S. C. (1102) S. C. (1103) S. C. (1104) S. C. (1105) S. C. (1106) S. C. (1107) S. C. (1108) S. C. (1109) S. C. (1110) S. C. (1111) S. C. (1112) S. C. (1113) S. C. (1114) S. C. (1115) S. C. (1116) S. C. (1117) S. C. (1118) S. C. (1119) S. C. (1120) S. C. (1121) S. C. (1122) S. C. (1123) S. C. (1124) S. C. (1125) S. C. (1126) S. C. (1127) S. C. (1128) S. C. (1129) S. C. (1130) S. C. (1131) S. C. (1132) S. C. (1133) S. C. (1134) S. C. (1135) S. C. (1136) S. C. (1137) S. C. (

(11)

Respective by our method
J E Thompson

[FROM]

THOMAS, JAMES EDWARD
F-21197 MAY 6 1968 (C.A. 228)
C 12 47 BACK OF CAR (C.A. 228)
12 47 12 5000 (C.A. 228)
RECORDS C 12 47 12 5000 (C.A. 228)

SP-1. CIV. CC- 58.7966 / SIX APP CEM 4-02 9978

Re: THOMAS VS. J. WALKER, WARDEN, CSP-S/F - SI-SP-CTM-S-156953/USDC CTM. CV-04:08-1778-SGA (pr

DEPT. Have-by-N-Correctly so, Due To Too Many False legal Communications Received - Eventually Requests Are Withdwn/Confutation OF (H's) Purportedly Filed, Best For A H2625 comes Perhaps Re Issue-on-H's Reported Address, on 64-10-08) - But, No Answering-To date, H's Been Received.??

[illegible]

TO: THE UN. STATED DIST. CT. NORT. DIST. OF CAL. THOMAS, JAMES EDWARD
C/O THE OFFICE OF THE CLERK - N. E-21197 / A-2602 / EOC (C. 228
THE HON. JUST. W. PECKHAM, PRESID. C 57 AT SACRAMENTO, CALIF.
FEDERAL COURT BUILDING - ANN. 1700 N. 29th St / 62 E. 1st St
280 South First Street R. 0002, C. 0002 95012-0064
SAN JOSE, CALIFORNIA 95113-

RE: THOMAS, JAMES WALKER, JR. WARDEN C.S. - S.P.C. N. 00-58391 / C.A.T. N. H-0 29479

DEPT., HERE BY, ONLY REQUESTS FOR AN UPDATE OR STATUS ON BELATED P. APPEAL NOW SUPPOSIDLY PENDING THERE-IN-TENTATIVELY FILED APRIL 03, 2008:

Dear Sir(s) / ASIDE: Justices There-Of The Above Entitled Fed. Dist. Ct. NORT. DIST. - I AM AN INCARCERATED INMATE HOUSED HERE-IN AT THE C.S.P. SAC / FOLK, CAL. STATE PRISON - E.O.C. (Correction Facility), who, by the deliberate deceptions - N - COMPLETE DENIAL (OF ALL) USIC GUARANTEED RIGHTS AND OVERT ATROCIOUS MIS-CONDUCTIVES ACTS, IN VERY BAD-Faith, AS USUALLY, TO DELIBERATELY DECEIVE / CAUSE A COVERT MIS-CARRIAGE - OF - ANY TYPE - OF ACCEPTABLE JUSTICE, IN ORDER TO, ONLY-POLICE'S ASSUMPTIVELY - N - TOO GUESSABLY - N - WRONGFULLY CHARGE / TRY / FALSELY CONVICT - N - TOO SEVERELY UN-CONSTITUTIONALLY SENTENCE DEPT. - AS HAS - SEEN THE COMPLETE FORCE - N - DELIBERATELY SHAME - OF - THE COUNTY OF SANTA CLAY'S WANTON - N - PSEUDO PURE FABRICATED MIS-CARRIAGE'S - OF - EXPECTED JUSTICE'S, MANY TIMES IN THE PAST, WITH DELIBERATE MADE-UP, WANNABE, CRIMINALLY CHARGES OF SOME UN-SUPPORTIVE CRIMINALITY THAT WAS DELIBERATELY PRE-FABRICATED SPITEFULLY - W/O - ANY TANGIBLE OR RELIABLE EVIDENCE OR SUPPORTIVE FACTS TO INDICATE'S DEPT'S. RIGHTFUL INVOLVEMENT - N - OR (HIS) PARTICIPATION AS THE RIGHTFUL PERPETRATOR OF THE ALLEGED / PURPORTED CRIMINOLOGY OR WRONGFULLY CRIMINALLY ACCUSATION - AS USUALLY - TOO PLAINLY PSEUDOLY IN-ITS-ENTIRETY - USUALLY INDICATES DEPT'S. NON-INVOLVEMENT OR THAT NO SUCH CRIMINAL MIS-CONDUCT RIGHTFULLY OCCURRED OR WAS, NO-WAY, FEASIBLE OR TRULY EVIDENTLY SUPPORTIVE OR FACTUALLY CORRECT / IN THAT THE SAID CO. D.A., WEDN - ANY TYPE OF SUSPECTIOUS NON-SUPPORTIVE ARRESTS - REGARDLESS OF THE EXISTING CIRCUMSTANCES OF DEPT'S INVOLVEMENT - WITH OR W/O - ANY TYPE OF TANGIBLE SUPPORTIVE WITNESSES OR EVIDENCE - EVERY THING'S (AND USUALLY PRE-FABRICATED - WITH SUBSTITUTED WITNESSES / TRICKED EVIDENCE - N - WRONGFULLY CO-CRIMINAL - N - COVERT TACTICS, ONLY TO DELIBERATELY MIS-GUIDE THE COURT - N - JURY TO LULL THEM INTO A QUICK, INTENDED PSEUDO CONVICTION / VERY FLAKY - ILL - RECEIVED - LENGTHY / CRUEL SENTENCE - WITH ONLY THE ILL-FATED GUISE - OF - SOME POUNDING GROUND NON-SUPPORTIVE INVESTIGATION, ONLY TO DEPRIVE DEPT. OF (HIS) LIBERTY FOR AS LONG

[FROM]

THOMAS, JAMES EDWARD
F-21197 MAY, 68 15208 (CA 228
C 12 47 34 CV 100 100 (CA 228
12 07 12 15 000 (PURE 100 100
RECORDS C 100 100 15208 100

SPR. CIN-CC-58796/SK ADD CTR 4-029978

W-CV-04:08-2254--P B

Devy Chief / Presiding Justice - N. Associates; Please be advised that I am an indigent
Inmate, Housed At CSP-SAC / Folsom Ct. Corr. Facility, who has tried, seemingly, in vain
to appeal his fraudulent / SPITEFUL UN-SUPPORTIVE CONVICTIONS - W/O SUCCESS THUS FAR - TO
TRY-TO-RIGHT-MANY WRONGS, MUCH-TO-OFFER, THRU THE COURT PROCESS OF FLITERS - AT
HERTZ THE D.A. CONTROLLED CO. SUPERIOR CT. - N. ST. APPELLATES, PURSUE, ACCIDENTS OF -
HIS VIEWS - AS LONG AS THEY DON'T GET OUT-OF-CONTROL TOO OVERTLY REALIZING UNDER CONSTI-
TUTIONAL GROUNDS OF THE COUNTRY D.A. PROSEC. WILL FORCE DISREGARDS FOR SOME-W- (HIS) TOO DISSEV-
THE-N- OVERT-N- SPITEFUL ATROCIOUS GROSS MIS-CONDUCT(S), IN, MORE THAN, BED-FLICK -
WHICH, LITERALLY-N- VIOLENTLY DEPRIVED DEFTS OF THEIR U.S. P-R-G GUARANTEED BY THE USCA 14
- WHICH, IS- THE SUPREME LAW- OF- THIS (GOOD) LAND-N- POSSESSIONS AND THE 14TH AM
IT IS WIDELY HEED / UP-HOLD THAT - NO CITIZEN SHALL BE UNLAWFULLY DEPRIVED OF- LIBERTY / LIFE-
OR LIMBS - W/O THE DUE-PROCESS-N- EQUAL PROTECTION - OF THE LAW, AS- SO- PROVIDED THEREIN
THE SO-CALLED "REPORTED-N- ONLY FAIRLY ASSUMPTIVE MIS-CHARGES WERE ONLY CONCEALED-N-
TOO FAIRLY (TRULY) - N- SPITEFULLY PROSECUTED, IN BAD FAITH, BECAUSE OF DEFTS PRIOR
VERY FRAUDULENT PRIOR ARREST RECORD-N- THE CO. LAW ENFORCEMENT AGENCIES SPITEFULNESS OF
SOME, FOR NO- BLIND CO-OPERATION OR NEEDLESS CONFESSIONS - WHATEVER THOSE AGENTS / PROSEC-
UN-NECESSARILY INJURIOUS TRICKS - OR NOT - - AND, MOST DEFINITELY, BECAUSE OF DEFTS -
FLIT REFUSALS-TO ASK FOR / ACCEPT ANY WORTHLESS PLEA (C)-PERIOD, IN THAT THE TOO CLOSELY WATCH-
FULLY SURVEILLING POL, ALWAYS ARREST DEFT. FOR SUCH HOBOUS / CRIMINAL MIS-BEHAVIORS CASES
- SUCH AS; (1) THEFT / POSS. OF A CONTROLLED DRUG MEDICINES / COMMERCIAL BURGLARY-N- BUR-
GLARY-W- THE POSS- OF BURGLARY TOOLS - WHEN A FUTURE SANCTIFICATION TURNING THE PAGE -
MORTIONS OR EVEN FUGITIVITY - THE FLITLY REFUSES TO COMPLETELY DENY THE FALSE CHARGES
- N- PLEADONLY INFLUENCES A MORE EASILY CONVICTION (A "PRAWKING OR PLEADING" CHARGE) -
WITH (ALL) THEIR TOO CLOSELY TAILING / DOUBLE-CHECKING (ALL) THE AREAS OF DEFT, MIS-
DEFT- IN ORDER TO DELAY OR TEMPORARILY AVOID THEIR INTENDED HARDSHIP - (THEY) -
HAVE NOT, FOUND ANY ACT OF- SOCIETAL VIOLATIONS, NO WHERE. EXCEPT FOR THE
RARE OCCASION SOME TOO CONCERNED / SUSPECTED MIGHT BE OR SHOULD SPOT DEFT-
-N- DUE TO (THEIR) MIS-TRUST / DISTASTE THINGS SOME-THINGS FOR A FOOT-CORNING WRECK
BY ANY (ALL PSEUDO ARRESTS) THEY TRY, MOSTLY, TIGHTENING RIGHT THERE IN THAT CRIME-
RIDEN AREA OF WHICH I TRY TO-PRO-PROXIMITY DAILY / NIGHTLY LEGIT. BUSINESS - IN
EFFECTS JUST A FEW FTS (BLOCK - E. 6TH N. HWY - PLUS, ALL THE PSEUDO CHARGES - OF
UN-SUPPORTIVE EVID-N- NON-FAIRLY - THE SUBSTITUTE ALL-NONE UNFAIRNESS / MIS-USE OF EVID-
ALL THIS TOO SPITEFUL / MIS-REPRESENTATION OF ANY POL. ASSUMPTIVE CHARGES - W- MORE GETTING
A NON REPRESENTATIVE CO. P. D. TO DECEIVE DEFT / BUT (2) FORCE FLITLY NOT ALLOWING
THE REST OF THE PSEUDO CHARGES - TO BE DISCLOSED (TO FACTORY - W- GREAT INEQUITY)

Respectfully Submitted

A PARTIAL LAW-N-CASE CITATION, APP. I PERT. HEIRE, TO:
THE-ABOVE

THOMAS VS WALTER--WARDEN, CSP--US INPRC NO--CV 0408-177
PR

A GROSS CONFLICT-OF-INTERESTS-OF-INTERESTS OF CONSPIRACY SHOWN, WHEN AN
 ATTORNEY / CONSELOR / PUB. DEF. DEF. -- WHO, PRIOR TO BEING ALLOW TO HANDLE
 ANY / A GIVEN CASE / CRIME OR LEGAL DEFENSE -- AFTER (SHE / HE) PROMISES TO --
 DO-A-GOOD JOB / COULD WIN THE SAID CASE -- IF (HE / SHE) WAS ENTRUSTED WITH
 THE DEFENSE IS GROSSLY SHOWN -- WHEN (IT) -- FLATLY REFUSES TO BRING --
 TO THE ATTENTIONS OF THE COURT-N-JURY, THE MOST CRUCIAL-N-IMPORTANT PARTS
 PLUS, THE PURE / UNDISPUTABLE FACTS THAT WOULD GREATLY AID DEF'S CASE -- CLARIFY THE
 MIS-GUIDED HYPOTHESIS OF THE FRAUDULENT NATURE OF THE SPITEFUL-N-INDISCREET ASSUM
 PTIVE, ONLY CHARGES / FALSE ACCUSATIONS -- IS -- WHEN THE DEP. PUB. DEF. FLATLY REFUSES
 TO INFORM / TELL (IT / THEM) THE MOST DAMAGING PROS. FULLY-N-HELPFULL CLARIFYING (IT)
 POINT'S / TRUE FACTS OF A-DISMISSAL OF THE PSEUDO CHARGES OF A-MIS-DO, BY THE ALLEGED
 / PURPORTED EYE-WITNESSES -- AS TO SEEING AN INTRUDER DRESSED-IN-A-BRIGHT GREEN
 TOP-W-HIS BACK ON (CAPON-DETH) WITH-A-PINK-N-GREY TOP, NO-B.B.C.P. ANY
 ON-HIS-HEAD / PERSON--POSSESSIONS / WAS NOT APPREHENDED IN-AROUND THE AP4 NOX
 DID ANY-OF-THE SAID MULTITUDE OF FINGER-PRINTS LEFT THERE-FROM, MATCH --
 -- AS PER THE CONTROLLING CASE OF-PEO. VS. KIRKES (1952), 39 (21. RP45 24, P 714-23
 WHERE-BY THE PROS. ELECTED TO PROS. A-DEF-W/O-ANY TRACING / SURVIVABLE EVID. CHARGES.
 WHERE THE SAID WITNESS ONLY POSITIVELY ID'S THE INTRUDER'S CLOTHING, IN THE
 DISTANCE--WORN-AND [NOT] THE INTRUDER HIMSELF -- NO-FUTURE'S SHOE / FORM (OLD
 OR DISTINGUISHING-MARKS -- AND-W/O-ANY DOUBTS ABSOL. -- NO-SEXUAL ASS. POSS. --
 SHOWN / POSSIBLY EVID. OR HUMANLY FEASIBLE -- NOT-BY-WRIVING-OF HAND
 SHY-WARDS, AWAY FROM THE FOOT OF A BED OCCUPIED BY (3) PEOPLE!
 THE S.J. POLICE / A POL. VEHICLE WAS SITTING IN THAT USED CAR LOT --
 APPX 1/2 BLOCK N.E. OF THAT AREA -- FULLY OBSERVING DEF. AS (I) ENTERED
 THAT AREA -- AND (I) AM SURE IF (I) HAD HAD ANY OTHER CLOTHING-OR
 ANY TYPE-OF-HEAD COVERINGS -- (HE / IT) WOULD-HAVE NOTICED / NO DOUBT CH.

SAME / JET (08-15-08)

SUPPLEMENTAL INDEX PAGE

1 THOMAS, JAMES E
 2 CSP-SACRAMENTO / A-16 Ad/c. 228
 3 P.O. BOX 290066 / 360 E. N 24th St.
 4 REPRESA, CA 95671-0066

5 CDC # F-21197

6 In Pro Per. Awaiting Ct. Appmt of Comp. Counsel.

7
 8 UNITED STATES DISTRICT COURT

9 Northern DISTRICT OF CALIFORNIA

10
 11 THOMAS, JAMES EDWARD)
 12 Petitioner/Plaintiff)

CASE No.

13)
 14) MOTION FOR APPOINTMENT
 15) OF COUNSEL

16 vs.)

17 J. WALKER, WARRIOR SP)
 18 Defendant/Respondent.)

19)
 20)
 21)
 22)
 23)
 24)
 25)
 26)
 27)
 28)

COMES NOW, Petitioner/Plaintiff James Edward Thomas

respectfully requesting appointment of counsel pursuant to 28
 United States Code (U.S.C.), §1915(d). Appointment of counsel
 is necessary because Petitioner is a state prisoner, who is
 unlearned in the law, having only a 12th grade education;
 indigent and cannot afford to obtain counsel, and because of
 his incarceration, is unable to obtain crucial evidence under
 discovery that only an attorney can obtain through cooperation.

Although the District Court cannot appoint counsel per se
MALLARD v. UNITED STATES COURT for the SOUTHERN DISTRICT OF
IOWA, 490 U.S. 296, 307-308 (1989)), the District Court does/
 not have broad discretion to request counsel for indigents
 under 28 U.S.C., § 1915(d); however, the appointment of

1 attorney, no legal issue is too complex, if the legal issue is
 2 in that attorney's field of expertise. But even a professional
 3 attorney is not expected to be competent outside his or her
 4 field of training. MALLARD v UNITED STATES DISTRICT COURT for
 5 the SOUTHERN DISTRICT of IOWA, 490 U.S. 296, supra). There-
 6 fore, how can a prisoner pro se litigant, with no more than
 7 a(n) ^{Absolutely No 125th Possibilities - Adverse v. 12-07-11} HS grade education, be expected to overcome complex
 8 procedural rules and answer responses prepared by teams of
 9 highly skilled and seasoned state's attorneys, whose only job
 10 is to thwart prisoner law suits?

11 "Most actions require development of further facts during
 12 litigation and a pro se incarcerated litigant will seldom be in
 13 a position to investigate all the necessary facts to support
 14 the case." WILBORN v ESCALDERON, 781 F.2d 1328, 1331 (9th
 15 Cir. 1986)).

16 Therefore, "Where the indigent is in no position to
 17 investigate crucial facts, counsel should be appointed
 18 MACLIN v FREAKE, 650 F.2d 885, 886 (7 th Cir. 1981)).

19 It has long been held in this Circuit that "[it] might be
 20 that an appointed attorney could, by way of deposition, obviate
 21 the necessity of transporting the plaintiff, or, at least,
 22 preserve testimony for subsequent hearings." UNITED STATES v
 23 MADDEN, 352 F.2d 792, 793 fn.1 (9th Cir. 1965).

24 If the Court does not request that counsel represent
 25 Petitioner, it is in all likelihood that Petitioner's/
 26 Plaintiff's case will not only be prejudiced, but lost. Not
 27 for want of meritorious claim, but rather for want of evidence
 28 to prove [the] merit within the claims, which could have only

1 is reserved for exceptional circumstances. No clear definition
2 of this standard exists, but it turns on the quality of two (2)
3 basic factors. The two-prong test is:

4 "A finding of exceptional circumstances requires an
5 evaluation of both 'the likelihood of success on the
6 merits and the ability of the petitioner to articulate his
7 claims pro se in light of the complexity of the legal
8 issues involved.' Neither of these factors is disposi-
9 tive and both must be viewed together before reaching a
10 decision." TERRELL v BREWER 935 F.2d 1015 (9th Cir. 1991).

11 "First, the District Court should consider the merits of
12 the indigent's claim. Even where the claim is not frivolous,
13 counsel is often unwarranted where the indigent's chances of
14 success are extremely slim, such as, 'because the law is
15 clearly settled. Such action would be futile'". LIGARE v
16 HARRIS, 128 F.2d 582, 583 (7th Cir. 1942)).

17 Petitioner/Plaintiff contends that he has passed the first
18 prong of TERRELL v BREWER (supra) as his claim(s) are not
19 meritless because under the 1996 Prison Litigation Reform Act,
20 all in forma pauperis actions brought by prisoners are to be
21 screened and summarily dismissed sua sponte if they are found
22 to be frivolous, malicious, or fails to state a claim on which
23 relief can be granted. RODGERS v DEBOE, 950 F.Supp. 1024, 1028
24 (S.D. Cal. 1977); 28 U.S.C. § 1915(e)(2)(B)(i) and (ii)).

25 Also, there is no "clearly settled" case law making the claim
26 of "futile," as every such claim as presented in Petitioner's/
27 Plaintiff's complaint must stand or fall on its own merit if
28 the claims are supported by evidence, Petitioner/Plaintiff
prevails, and if not, he loses.

Whether legal issues involved are complex or not is
subjective. Certainly, to a qualified and skillfully trained

29

1 been obtained with and through the professional expertise
2 and assistance of counsel.

3 CONCLUSION

4 For the foregoing reasons, and in the "Interest of
5 fairness in justice," Petitioner/Plaintiff respectfully that
6 the Court appoint counsel in this matter before the Court.

7 Respectfully submitted,

8 DATED: Aug. 15, 2008

James E. Williams
Plaintiff/Petitioner

9 Re: Home Susm. For Photocopying

10 //

att. to all

"A-24, 6710 / EOP / C.N. 228
CSP SAC / FOL

11 //

POB No 290066 / 360 E N-40A2 #

12 //

Representative (2) L.F. 012, 45670-0066

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

RECEIVED

THOMAS VS. WALKER, WARD, CSP, I.E.

FED. DIST. CT, NRM. DIST OF CAL. S.T.C.

CV-0408-2254 CN: CV-0408-1778-(SBA) Filed 08-03-08

AUG 22 2008

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

There is

INSTRUCTIONS FOR FILING A PETITION FOR A WRIT OF HABEAS CORPUS
BY A PERSON IN STATE CUSTODY UNDER 28 U.S.C. §§ 2254

I. Scope of 28 U.S.C. §§ 2254
NOTE/ATTN -- EMP. NOTATION -- (S)
As usual -- the female clerks mess this
petition (500) with writ of habeas corpus
so that this it would not accept (consider it)
You may file a petition for a writ of habeas corpus under 28 U.S.C. §§ 2254 if you are in custody pursuant to the judgment of a state court in violation of the federal Constitution or federal laws. You may challenge either the fact or duration of your state sentence; however, any challenge to violations of the federal Constitution or federal law that affects the conditions, as opposed to the fact or duration, of your confinement should be brought in a civil rights complaint under 42 U.S.C. §§ 1983. If you want to file a civil rights complaint under 42 U.S.C. §§ 1983, you may do so on forms provided by the clerk of the court.

Note that a petition for a writ of habeas corpus under 28 U.S.C. §§ 2254 will not be granted unless it appears that you have exhausted the remedies available in state court.

II. Filing a Petition

To start a habeas action, you must send the court the following items: (1) an original petition and (2) a check or money order for \$5.00 or an original Prisoner's Application to Proceed In Forma Pauperis. In addition to these instructions, this packet includes a petition for a writ of habeas corpus form and an Application to Proceed In Forma Pauperis. You must use the forms provided with this packet and not any other version. You should keep a copy of the petition and in forma pauperis application for your own records.

When you have completed the forms, mail the originals to Clerk of the United States District Court for the Northern District of California, 450 Golden Gate Avenue, Box 36060, San Francisco, CA 94102.

NOTE: If you previously filed a petition for a writ of habeas corpus in federal court that challenged the same conviction you are challenging now and if that petition was denied or dismissed with prejudice, you must first file a motion in the United States Court of Appeals for the Ninth Circuit for an order authorizing the district court to consider this petition. You may not file a second or subsequent federal habeas petition without first obtaining such an order from the Ninth Circuit. 28 U.S.C. §§ 2244(b).

III. Filing Fees

In order for the petition to be filed, it must be accompanied by the filing fee of \$5.00. If you are unable to pay the filing fee, you may petition the court to proceed in forma pauperis. A Prisoner's Application to Proceed In Forma Pauperis form for this purpose is included in this packet. You must complete the application, sign it and declare under penalty of perjury that the facts stated therein are correct. File the application with your petition and keep a copy for your records.

IV. Petition Form

Your petition must be legibly handwritten or typewritten, and you must sign it and declare under penalty of perjury that the facts stated in it are correct. Read the entire petition form before answering any questions. You will note that brief explanatory comments appear throughout the form. Read these carefully before you answer the questions because they are intended to help you fill out the petition as well as ensure that you file your petition in the proper court.

Firstly Refused - To Return My Only Handwritten Petition - In Its Entirety A Review
The Petitioner's Petition, Will (Foreword/Try) - Of The Unsworn Court
Prior That This Court Will Take Note of (KCS)

1 RICHARD W. WIEKING
CLERK U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

Thomas, James Edward
F-21197 / N-6814 / EQR / C.N. 228
C.F.P. AT SACRAMENTO / FOLSON
P.O. Box 25066 / 5200 Sacramento St.
REPESEA, CALIFORNIA - 95620-0666



To: The U.S. DIST. COURT, N.W. DIST. CAL.
Clk: The OFFICE OF THE CLERK
FEDERAL BUILDING ANNEX
200 SOUTH FIRST STREET
SAN JOSE, CALIFORNIA 95113



